

**TABLE OF PROPOSED REVISIONS TO
ELEVENTH CIRCUIT RULES AND INTERNAL OPERATING PROCEDURES**

Page(s)	Line(s)	Circuit Rule or IOP	Comments
Proposed New Rule			
53 54	19-45 1-38	11th Cir. R. 12.1-1, <u>Indicative Ruling by the District Court.</u>	Proposed new rule to clarify procedures for matters that are governed by new FRAP Rule 12.1.
Proposed Time-Computation Rules Revisions			
46	19	11th Cir. R. 10-1, <u>Ordering the Transcript - Duties of Appellant and Appellee.</u>	The items in this category are proposed time-computation rules revisions, for consistency with FRAP changes in time-computation methods.**
90	13	11th Cir. R. 26.1-2, <u>Certificate of Interested Persons and Corporate Disclosure Statement: Time for Filing, Section (a).</u>	Proposed time-computation rules revision.
129	28-32	11th Cir. R. 33-1(a)(1), <u>Kinnard Mediation Center: Filing Civil Appeal Statement:</u> Civil appeals from United States district courts.	Proposed time-computation rules revision.

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129	41-45	11th Cir. R. 33-1(a)(2), <u>Kinnard Mediation Center: Filing Civil Appeal Statement</u> : Review of administrative agency orders and appeals from the United States Tax Court.	Proposed time-computation rules revision.
144	9	11th Cir. R. 35-6, <u>Motion for Leave to File Amicus Brief in Support of Petition for Rehearing En Banc</u> .	Proposed time-computation rules revision.
154	2-4	11th Cir. R. 39-2(c), <u>Attorney's Fees: Objection to Application</u> .	Proposed time-computation rules revision.
157	21	11th Cir. R. 40-6, <u>Motion for Leave to File Amicus Brief in Support of Petition for Panel Rehearing</u> .	Proposed time-computation rules revision.
Other Proposed Rules Revisions (Non-Time-Computation)			
34	31	IOP, <u>Timely Filing Required</u> , following FRAP 4.	Proposal to delete the last sentence of the IOP because the reference to FRAP 25(a) may be confusing to litigants.
84 85	— 1-2	IOP 5, <u>Miami Satellite Office</u> , following FRAP 25.	Proposal to update the last sentence of the IOP to use the term “renewal of bar membership.”

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118 119	46 1-3	11th Cir. R. 31-1(c), <u>Briefs – Time for Serving and Filing: Effect of Other Pending Motions on Time for Serving and Filing Brief.</u>	Proposal to postpone the due date for filing an opposing party’s response or reply brief when a motion to file a replacement brief is filed, until the Court rules on the motion.
134	29	11th Cir. R. 34-2, <u>Quorum</u> (second paragraph).	Proposal to update the reference to oral argument audiotapes by replacing the word “audiotape” with the word “recording.”
177 178	44-45 2	IOP 2, <u>Judges</u> , following FRAP 47.	Proposal to update information about chambers’ staffing options, and to delete the statement that senior judges do not normally participate in non-oral argument work of the court.
179	30	IOP 10, <u>Complaints Against Judges</u> , following FRAP 47.	Proposal to update the statutory reference, and to delete the phrase “of the circuit rules,” since Addendum Three now consists of the national rules along with a few local rules.

** Many FRAP rules were amended to implement a change in time-computation methods. The amended FRAP rules follow a “days-are-days” approach to computing all time periods. Under some of the current, pre-amendment rules, intermediate weekends and holidays are omitted when computing short periods (less than 11 days) but included when computing longer periods. Under the new rules, intermediate weekends and holidays are counted regardless of the length of the specified time period.

FRAP Amendments Effective December 1, 2009
(if Congress takes no action otherwise)

The comments of the Advisory Committee on the Federal Rules of Appellate Procedure may be found at www.uscourts.gov/rules

FRAP Rule Number:

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